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18 **PLUSTEK INC.**

19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA
21 SAN JOSE DIVISION

22 SYSCAN, INC.,

23 Plaintiff,

24 vs.

25 PLUSTEK INC. AND FUTUREWELL
26 HOLDING LIMITED

27 Defendants.

Case No. C 07-01603 JW

**STIPULATION REGARDING CLAIM
CONSTRUCTION PROCEEDINGS AND
[Proposed] ORDER**

WHEREAS, pursuant to the Order Denying Cross-Motions for Summary Judgment dated December 10, 2009 (Docket No. 125), the Court have set the date for a claim construction hearing for March 26, 2010 at 9:00 a.m., and have ordered the Parties to file their briefs in accordance with the Civil Local Rules and Patent Local Rules.

WHEREAS, through their respective counsel of record, the Parties have met and conferred to discuss the schedule and other logistics relating to the claim construction proceedings.

NOW, THEREFORE, the Parties, through their respective counsel of record, hereby stipulate and respectfully request the Court to order a schedule for the as follows:

PLEADING OR EVENT	DATE
Simultaneous exchange of preliminary proposed construction of each claim term, phrase or clause, which the parties collectively have identified for claim construction purposes. (Patent L.R. 4-2(a))	January 15, 2010
Joint Claim Construction and Preliminary Pre-hearing Statement (Patent L.R. 4-3)	January 29, 2010
Plaintiff's Opening Claim Construction Brief (Patent L.R. 4-5(a))	February 19, 2010
Defendants' Responsive Claim Construction Brief (Patent L.R. 4-5(b))	March 5, 2010
Plaintiff's Reply Claim Construction Brief (Patent L.R. 4-5(c))	March 12, 2010
Claim Construction Hearing	March 26, 2010 at 9:00 a.m. (set forth in the Order Denying Cross-Motions for Summary Judgment - Docket No. 125)

Furthermore, due the numerous claim construction issues that would require

briefing, the Parties, through their respective counsel of record, hereby stipulate and respectfully request the Court to order the following extension of page limitations for the respective claim construction briefs:

BRIEFS	PAGE LIMITATIONS
Opening Claim Construction Brief	Not to exceed 45 pages
Responsive Claim Construction Brief	Not to exceed 45 pages
Reply Claim Construction Brief	Not to exceed 20 pages

DATED: December 28, 2009

By /s/ Yung Ming Chou

Yung Ming Chou
Attorneys for Plaintiff
SYSCAN, INC.

DATED: December 28, 2009

KLEIN, O'NEILL & SINGH, LLP

By /s/ Sang N. Dang

Sang N. Dang
Attorneys for Defendants
PLUSTEK INC. AND FUTUREWELL HOLDING LIMITED

James Whise
[PROPOSED] ORDER

It is so **ORDERED**.

DATED: January 12, 2010

James Whise

U.S. DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on December 28, 2009, I electronically filed the foregoing with the Clerk of the Court in compliance with Civil Local Rule 5-5(b) using the CM/ECF system which will send notification of the filing to all counsel of record.

/s/ Sang N. Dang
Sang N. Dang